



Town of Arlington
Department of Health and Human Services
Office of the Board of Health
27 Maple Street
Arlington, MA 02476

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Board of Health Meeting Agenda
Wednesday, May 24, 2017
Ground Floor Conference Room
Arlington Senior Center
5:30pm

- I. Accept March 8, 2017 and April 12, 2017 Meeting Minutes
- II. HEARING: Keeping of Hens- 9 Windermere Park
- III. HEARING CONTINUED: Permit to Operate a Registered Marijuana Dispensary- 11 Water Street
- IV. DISCUSSION: Amendments to Regulations Restricting the Sale of Tobacco and Nicotine Delivery Products
- V. Correspondence Received
- VI. Department Updates
- VII. Environmental Updates
- VIII. Restaurant Updates
- IX. Public Health Nurse Updates
- X. Public Comment

Adjourn



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D R A F T
Board of Health Meeting Minutes
Wednesday, March 8, 2017
Mural Room
Arlington Senior Center
5:30pm

Board Members in Attendance: Dr. Marie Walsh Condon, Dr. Kevin Fallon, Mr. Kenneth Kohlberg

Staff in Attendance: Christine Bongiorno, Director, Natasha Waden, Health Compliance Officer, Kylee Sullivan, Health Compliance Officer, Charlotte Gray, Public Health Associate, Ivy LaPlante, Director of the Youth Health and Safety Coalition

Others in Attendance: Kelda Fontenot, Ernest Fontenot, James DiTullio, David Carr, John Martin, Shajid Shaikh, Jim Ballin

Recording Secretary: Kylee Sullivan, Board of Health

Meeting called to order by Dr. Marie Walsh Condon at 5:30 pm.

A Motion was made by Mr. Kenneth Kohlberg, which was seconded by Dr. Kevin Fallon to accept the February 1, 2017 meeting minutes as submitted.

Vote: Motion approved unanimously (3 – 0)

Hearing: Tobacco Sales Violation – Galaxy Food Mart

Ms. Natasha Waden, Health Compliance Officer, informed the Board that during a recent tobacco compliance check, a tobacco sales violation occurred at Galaxy Food Mart on January 30, 2017, whereby a 17 year old male purchased a pack of Marlboro Reds. Ms. Waden explained that this was the first sales violation at this establishment since the enactment of the new Regulation Restricting the Sale of Tobacco Products and Nicotine Delivery Products on July 1, 2013. Establishment owner, Mr. Shajid Shaikh, shared his employee training practices regarding properly identifying under-aged customers. He told the Board that a new employee made the sale and that she did not understand the steps to properly identify under-aged customers despite training. Dr. Marie Walsh Condon asked Mr. Shaikh what he plans to do moving forward so a situation like this does not re-occur. Mr. Shaikh responded that he will now require employees to ask for ID for all customers, regardless of age.

Dr. Walsh stated that the Department will be in contact with Mr. Shiakh as to when the suspension will begin. Ms. Waden stated that a formal letter would be sent to the owner outlining the exact dates for the suspension and that staff from the Department would be out during that time to verify that all tobacco and nicotine delivery products have been removed from the shelves.

A motion was made by Mr. Kohlberg, which was seconded by Dr. Fallon, to enforce the Regulation Restricting the Sale of Tobacco Products and Nicotine Delivery Products resulting in a \$100.00 fine and a 7 consecutive day tobacco permit suspension issued to Galaxy Food Mart.

Vote: The Board voted unanimously (3 – 0) in support of this motion.

Presentation: Plastic Bag Ban Warrant Article

Ms. Bongiorno introduced the Plastic Bag Ban Warrant Article stating that if enacted, the ban would be enforced by the Health Department. She stated that many other communities in Massachusetts have banned the use of one-time plastic shopping bags and it has proven to be effective and does not require a lot of resources to enforce.

Warrant Article proponent, Mr. Jim DiTullio, addressed the Board and stated 42 communities have enacted similar bans and that ten additional communities are in the process of proposing the ban. Mr. DiTullio then went on to provide the Board with an overview of the Warrant Article. He stated that the plastic bags affected by this ban would only be single-use plastic bags that are used at check out. He added that this ban would also apply to restaurants with bags used for takeout and leftovers. Mr. DiTullio discussed that paper bags and some types of plastic bags – such as those used for produce and baked goods – will be exempt from this ban.

Mr. DiTullio stated that this ban is simple and modeled after the ban enacted in Somerville and stated that Massachusetts is the second state in which the largest number of communities have banned plastic bags; second to only California which has a statewide ban. Mr. DiTullio added that there is a movement in Massachusetts to ban plastic bags and that this trend will only continue. He described the environmental harm that results from single-use plastic bags such as the effect they can have on animals and their contribution to water pollution. Mr. DiTullio concluded by discussing the specific issues in Arlington resulting from plastic bags, including litter, issues with recycling, and toxins that are produced when plastic bags are incinerated at waste facilities.

Mr. Jim Ballin presented pictures of plastic bags littered around Town. He stated that a ban will likely be proposed at the state level within the next five years so if Town Meeting votes to support this Warrant Article then our retailers will have a head start. Mr. Ballin explained how similar bans in Cambridge and Somerville have not had negative impacts on retailers nor customers, especially with retailers selling reusable bags and customers using such bags. Mr. Ballin stated that each plastic bag costs 2-5 cents for customers but this is typically unknown because the cost is included in their bill. Dr. Fallon inquired if this ban would affect residents' ability to clean up and dispose of dog waste. Mr. Ballin stated that there will still be other plastic bags available to residents such as bread and produce bags that will enable proper disposal of dog waste. Mr. Ballin discussed an implementation schedule that would be fair for all establishments in town affected by the ban. Mr. Ballin explained that implementation for big businesses would take effect on March 1, 2018, while there would be a delayed implementation for smaller businesses starting on July 1, 2018.

Mr. Ballin explained that paper bags have fewer environmental impacts post production than plastic bags, but reusable bags are the best option. He added that, regardless of advertising, there are no biodegradable plastic single-use bags. Mr. Ballin stated that this plastic bag ban does not include a fee for single-use paper bags, where a consumer would have to purchase a paper bag for their items, as this is not allowed by the State. Dr. Walsh added that this is related to Massachusetts being a home rule state; cities are allowed to charge a fee for single-use paper bags, but towns are not. Mr. Ballin stated that this ban is not only supported by the Arlington Recycling Committee, but also by retailers in Town who have engaged in conversations regarding the matter. Mr. Kohlberg thanked the presenters for spearheading this ban and for all of their hard work.

A Motion was made by Mr. Kohlberg, which was seconded by Dr. Fallon, to support the Plastic Bag Ban Warrant Article.

Vote: The Board voted unanimously (3 – 0) in support of this motion.

Hearing: Housing Code Violation – 6 Rawson Road

Inspector Waden summarized this case for the Board by stating that the dwelling is zoned as a two family house but there is an additional unit in the basement that was advertised on the housing rental website “Airbnb.” Inspector Waden added that the basement unit was condemned by this Department in 2012 based on violations of the Massachusetts State Sanitary Code. She explained that currently the unit does not pose an imminent threat because the violations observed during an inspection dated February 7, 2017 consisted of a ceiling height that is just under 7 feet and the absence of some electrical outlet covers in the unit. Inspector Waden further explained that this unit is in violation of Town zoning laws and therefore the Health Department has informed the Building Department of this case. Inspector Waden informed the Board that Building Inspector Rick Vallereli is pursuing the issue due to the illegal nature of the apartment. Inspector Waden introduced parties involved in the case who were present at the meeting; Attorney David Carr was present to represent property owner Dawn Klippel and occupant Dennis Crow, and occupant Kelda Fontenont was present to represent herself.

Dr. Walsh asked Inspector Waden if the same conditions were present in the February 7, 2017 inspection as the ones cited in the 2012 emergency condemnation order. Inspector Waden explained that the same conditions were not present. The conditions that rendered the emergency condemnation in 2012 were related to inoperable heating facilities, chronic dampness, and deteriorated asbestos-like material around piping inside the unit. Dr. Walsh asked Ms. Fontenont for clarification regarding the current violations in the basement unit. Ms. Fontenont provided the Board with pictures of the unit and requested another condemnation of the unit due to its egregious nature. She added that Mr. Crow has not attempted to bring the unit into compliance with the code since receiving the Order Letter sent by the Health Department. Additionally, Ms. Fontenont asked to reinstate a violation of chronic dampness in the unit even though such conditions were not observed during the most recent inspection.

Attorney David Carr spoke on behalf of owner Dawn Klippel and occupant Dennis Crow. He stated that Mr. Crow was not present at the Hearing due to harassment claims from Ms. Fontenont that were dissolved after a court hearing. Mr. Carr stated that he is not challenging the findings of the inspection, but rather believes that due to the fact that the owner is planning on selling the property in the near future that this issue is beyond the scope of the Board and is instead a legal matter to be deliberated in court. Mr. Carr stated that the basement unit will not be rented on “Airbnb” again and that the owner is attempting to evict Ms. Fontenont later in the month. Dr. Walsh

asked Inspector Waden how much of the dwelling has been inspected by the Department to which Inspector Waden stated just the basement unit. Dr. Fallon asked Mr. Carr if Ms. Klippel, the owner of the property, was aware of the unit being rented on “Airbnb”. Mr. Carr stated that she was not aware of this initially, but now is aware. Dr. Walsh asked Mr. Carr if anyone else is living in the dwelling and Mr. Carr stated that Mr. Crow is occupying a unit, and there are occupants in the other unit. Ms. Bongiorno reminded the Board that issues related to the use of the basement as a separate apartment fall under zoning bylaws enforced by the Building Department.

Dr. Fallon asked why the unit was given an emergency condemnation in 2012, and now another one is not being issued. Inspector Waden explained that in 2012 conditions observed such as deteriorated asbestos-like material, inoperable heating equipment, and chronic dampness made it an emergency situation. She added that the condemnation order has never been lifted by this Department and therefore the existing order currently stands.

Dr. Walsh stated that this does not appear to be a straight forward case, given the fact that the condemnation order has not been lifted since it was issued in 2012. Mr. Carr stated that Mr. Crow has not fixed the violations noted in the February 7, 2017 Order Letter because Ms. Fontenont has filed a harassment against him and he is thus not making contact with her. Inspector Waden reminded all involved parties that the Board cannot be involved in any legal disputes between occupants and landlords. She explained that because the existing condemnation of the basement unit has never been lifted, this case has been referred to Inspectional Services for zoning enforcement.

Ms. Fontenont asked the Board to re-affirm the condemnation as this would solve the problems for all parties involved. Dr. Walsh stated that the jurisdiction of this case falls within the Building Department because of zoning issues. Ms. Fontenont asked why the State Sanitary Code is no longer related to the case. Inspector Waden stated that the State Sanitary Code has been applied to the extent to which it can, but that it is now a legal matter. Ms. Fontenont asked for a copy of the condemnation letter. Inspector Waden stated that the Department will provide her a copy of the letter. Ms. Bongiorno recommended that the Board vote to refer this case to the Building Department. Mr. Kohlberg stated that Mr. Carr is a personal friend and thus he must recuse himself from all voting and deliberating on the matter.

A Motion was made by Dr. Walsh, which was seconded by Dr. Fallon, to refer this case to the Building Department.

Vote: The Board voted (2 – 0) in support of this motion. Mr. Kohlberg recused himself from the Vote.

Presentation: Noise Bylaw Amendments Warrant Article

Ms. Bongiorno stated that she, other Town officials, and residents collectively researched local communities' noise bylaws as part of a residential construction study group. They found that other communities have not enforced noise bylaws as much as expected. She stated that over the summer there was noise disruption in Town as a result of a construction project at 108 Irving Street. A developer jack-hammered a rock ledge for a period of approximately six weeks. Ms. Bongiorno stated that this was a public nuisance due to the length of jack-hammering. At that time, an agreement was made by developers and neighbors regarding the time of day in which jack-hammering would occur.

Ms. Bongiorno proposed an amendment to the Noise Bylaw to change hours during which impact devices can be used to between the hours of 8:00 AM – 5:00 PM on weekdays, and 9:00 AM – 5:00 PM on weekends and holidays. Ms. Bongiorno stated that this current amendment would only pertain to impact devices that are temporarily used during construction. She added that next year she believes it would be beneficial to amend the bylaw regarding stationary sources of noise such as HVAC units.

Ms. Bongiorno introduced John Martin, a noise expert and Arlington resident to explain the findings of the residential construction study group.

Mr. Martin stated that the ordinance is two pronged: the first is related to stationary noise; and the second is related to construction noise which is hard to control and measure. He stated that there is more research that suggests negative public health implications, as seen by military studies, to limit the maximum impact level. Mr. Martin stated that Belmont's bylaw limits impact noise at 90 dB. Mr. Kohlberg asked Mr. Martin to explain the connection between noise regulations and health implications. Dr. Walsh stated that noise can be a nuisance. Mr. Martin agreed and added that noise is both a nuisance and health issue. Dr. Walsh asked if the noise ordinance is different than the nuisance bylaw to which Ms. Bongiorno replied yes and stated that these issues fall under the enforcement of the Board of Health. She added that the impact noise at 108 Irving Street fell below 85 dB, with the exception of one noted spike at 91.7 dB. Dr. Fallon stated that the duration of the noise appears to be the issue. Ms. Bongiorno stated that mediation was necessary for the construction work at 108 Irving Street that limited impact noise to 7:00 AM – 4:00 PM during the weekdays with no jack-hammering on the weekends. Dr. Fallon inquired about the leaf blower noise bylaw and Inspector Waden stated that there is a seasonal bylaw limiting the use of leaf blowing.

A Motion was made by Dr. Fallon, which was seconded by Mr. Kohlberg, to support amendment changes to the noise bylaw.

Vote: The Board voted unanimously (3 – 0) in support of this motion.

Presentation: Medical Marijuana Treatment Center Buffer Zone Warrant Article

Ms. Bongiorno explained that she met with Ms. Karen Thomas-Alyea, a proponent of the Warrant Article to discuss potential changes that align the Attorney General's stance on Registered Marijuana Dispensary (RMD) buffer zones. Ms. Bongiorno stated that she, along with Ms. Thomas-Alyea and Police Chief Fred Ryan attended the Arlington Zoning Board meeting on Monday, March 6th to discuss this matter with the Redevelopment Board. Ms. Bongiorno further explained that the hope is for the Redevelopment Board to vote to pass this Warrant Article onto Town Meeting to make the final decision regarding the matter. Ms. Bongiorno stated that the Warrant Article proposes to maintain the current zoning regulation of RMD's, which is allowed in zones B3 and B5, but would prohibit RMD facilities from being placed within a 500 foot radius of athletic playing fields where organized and permitted athletic events occur, licensed childcare programs, licensed residential care programs and public and private schools. She further stated that the RMD facility at 11 Water Street would not be affected by the proposed Warrant Article.

Inspector Waden shared with the Board a map outlining the buffer zones in Town. Dr. Walsh inquired about the inclusion of permitted athletic events in the buffer zone proposal; Ms. Bongiorno stated that these include fields that are seasonally permitted by the Recreation Department, not areas where individual temporary permits may be

granted. Ms. Thomas-Alyea explained that the Redevelopment Board has been meeting, in regards to this issue, since October. She stated that the focus of their conversations has been on what the state laws define as areas where children congregate. Ms. Thomas-Alyea explained that the goal of the proponents is to have Town Meeting vote on this issue so that the original buffer zones that Town Meeting voted in favor of in 2014 can be re-instated. Dr. Fallon asked if the Arlington Boys and Girls Club would be included in the buffer zone to which the answer is yes.

A Motion was made by Mr. Kohlberg, which was seconded by Dr. Fallon to support Warrant Article 9: Zoning Bylaw Amendment/Medical Marijuana Treatment Center Buffer Zone.

Vote: The Board voted unanimously (3 – 0) in support of this motion.

Ms. Bongiorno explained that Inspector Waden, Arlington Youth Health and Safety Coalition Director Ivy LaPlante, and Coalition member and attorney John Scheft will attend the Redevelopment Board meeting next Monday, March 13th to show the Board's support for the Warrant Article.

Dr. Walsh asked if the Redevelopment Board does not vote to refer the Warrant Article to Town Meeting is there another way in which the matter can be discussed by Town Meeting. Ms. Bongiorno stated that question will be referred to Town Counsel.

Ms. Bongiorno stated that Police Chief Ryan's comments at the last meeting were well-received by the Redevelopment Board. She explained that Chief Ryan stated that there are 168 Marijuana cardholders in Arlington and that other cardholders, from other communities, will be drawn to RMD's in Town which will increase traffic and related policing issues, and as a result, future RMD's should be placed appropriately to avoid any issues. Dr. Fallon stated that last week he treated a sick canine who had consumed Marijuana. Dr. Walsh stated that she has patients who get Marijuana from cardholders and a major issue is that medical Marijuana is more potent so it should not be used recreationally. She further added that some of her patients have approached her for addiction programs to help them with their Marijuana consumption habits.

Ms. Thomas Alyea asked the Board, if the Police Department is unable to enforce and monitor public consumption of Marijuana, then should precautions be required by RMD's. Ms. Bongiorno stated that such issues will have to be handled on a community level. Ms. LaPlante added that the Coalition is working on a community-wide approach with youth.

Moratorium-Article 2 of Special Town Meeting Warrant, April 26, 2017:

Ms. Bongiorno informed the Board there is the potential of a three month temporary moratorium to be placed on the opening of Recreational Marijuana Establishments in town. This would push back the opening of any recreational establishments in town to October 2018. This would provide additional time for Arlington to gather information from the state in regards to the local implementation of recreational marijuana establishments.

Ms. LaPlante stated that the town of Westboro recently passed a local opt out Bylaw that will prohibit recreational Marijuana facilities from opening in their community. She stated that 81% of Westboro citizens voted in favor of this opt out.

A Motion was made by Dr. Fallon, which was seconded by Mr. Kohlberg, to support the three-month moratorium on Recreational Marijuana Establishments.

Vote: The Board voted unanimously (3 – 0) in support of this motion.

Discussion: Dumpster Regulations

Inspector Waden stated that the maintenance of dumpsters in Town is connected to the increased rodent activity in our community. She stated that after researching regulations in other communities, it seems that Arlington would benefit from updating dumpster regulations. Specifically, Inspector Waden mentioned that including labeling of dumpsters is crucial to proper dumpster maintenance and timely efforts to enforce dumpster regulations. Additionally, she discussed that other community's regulations, such as Belmont, require permitting of establishments that utilize dumpsters in addition to waste-hauler which allows more leverage of responsibility when enforcing dumpster regulations. Dr. Walsh asked if Inspector Waden is looking to move forward with research and create a template regulation. Inspector Waden stated that she is asking the Board for approval to work on an updated draft of the regulations. Dr. Fallon asked how dumpsters are currently permitted in Arlington, to which Inspector Waden stated that only waste-haulers are currently licensed in Town, not the actual dumpsters that establishments are using. Inspector Waden explained that the current permitting system creates uncertainties regarding who is responsible for dumpster maintenance. Dr. Walsh stated that it appears the current regulations are outdated. Dr. Fallon stated that he thinks aspects of Belmont's regulations such as containing debris in tight trash bags before putting debris in dumpsters and only permitting dumpsters on impermeable ground, (two regulations that are not currently included in Arlington's dumpster regulations), would be beneficial in Town. Mr. Kohlberg asked Inspector Waden if there is a definite connection between the dumpsters and increased rodent activity. He added that he would like more information regarding the connection between recycling practices and increased rodent activity. Ms. Bongiorno asked Inspector Waden if a connection between trash day and location of rodent complaints was ever studied. Inspector Waden stated that this connection was researched but no correlation was found. Inspector Waden explained that during inspections, the Department has seen rodent burrows in close proximity to poorly maintained dumpsters. Mr. Kohlberg stated that he would like the Department to continue to look into recycling as a source.

Environmental Updates:

Inspector Waden provided the Board with an update on three rodent issues in Town.

- Rodent activity - Stratton Elementary School: Ms. Waden stated that she and Health Compliance Officer Sullivan conducted an inspection of the Stratton School and provided suggestions for integrated pest management to the parties involved in the school renovation project. She stated that the Department has provided the school with a pesticide waiver so that a pesticide can be applied to areas of the school property that are not utilized by children. Dr. Fallon asked Ms. Waden where the pesticide application will occur at Stratton to which she responded traps will be located in the unoccupied side of the school that is currently under construction.
- Rodent activity in Arlington Center and the Broadway Plaza areas: Ms. Waden stated that numerous rodent droppings and burrows have been observed and that the Department plans on reaching out to businesses and residents in the area for a collaborative meeting to address this issue. Ms. Waden stated that she will provide the Board with information once the meeting is finalized.

- Rodent activity in Arlington Heights: Ms. Waden informed the Board that she had a meeting with Trader Joe's and Starbuck's to address issues related to rodent control and dumpster conditions.

Inspector Waden explained that she has received multiple inquiries regarding vape shops and similar facilities. Inspector Waden stated that due to the strict tobacco regulations in Town, there are no tobacco sales permits available to open new vape and related tobacco sales businesses. Interested parties have been placed on a permit waiting list if requested.

Restaurant Updates

The following restaurant updates were provided by Inspector Waden:

1. Classic Café has changed ownership
2. Capri has been closed for an unknown amount of time and the Department is unclear regarding what will happen to the restaurant in the future.
3. Digumm's remains closed.

Public Health Nurse Updates

Ms. Waden informed the Board that Arlington had a recently reported Salmonella case in a young resident. The child attends a daycare in Lexington but resides in Arlington. Additionally, Ms. Waden informed the Board that the Town has recently identified a bat that was positive for rabies and that the proper protocol was followed. Additionally, the Health Department issued a press release regarding this matter. Ms. Bongiorno informed the Board that the Department's Public Health Nurse, Aliza Guyer, will be stepping down at the end of March.

Public Comment

No public comment was provided.

A Motion was made by Mr. Kohlberg to adjourn the meeting; this motion was seconded by Dr. Fallon.

Meeting was adjourned at 7:39 pm.



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D R A F T
Board of Health Meeting Minutes
Wednesday, April 12, 2017
BOH Conference Room
Arlington Senior Center
5:30pm

Board Members in Attendance: Dr. Marie Walsh Condon, Dr. Kevin Fallon, Mr. Kenneth Kohlberg

Staff in Attendance: Natasha Waden, Health Compliance Officer, Kylee Sullivan, Health Compliance Officer, James Feeney, Assistant Town Manager

Others in Attendance: Joseph Lekach, MPF; Lisa & Tess Reynolds; Karen Thomas-Alyea; Patricia Worden; John Worden; Brenda Mahoney, ACMI; Valerio Romano VLR Law Firm

Recording Secretary: Laura Munsey, Health & Human Services Administrative Assistant

Meeting called to order by Dr. Marie Walsh Condon at 5:30 pm.

Dr. Marie Walsh Condon **Tabled** the March 8, 2017 meeting minutes to the May 23, 2017 meeting.

Hearing: Keeping of Hens – 1 Pond Terrace

Ms. Waden informed the Board of Lisa Reynolds' application to keep hens on her property at 1 Pond Terrace. She noted the plans submitted in the application are compliant with the hen keeping bylaw. Ms. Waden informed the Board she has been working with Ms. Reynolds on a comprehensive maintenance schedule which included daily, weekly, monthly, and seasonal schedules. Ms. Reynolds addressed the Board and supplied details regarding the new maintenance schedule. She informed the Board she plans on starting with four (4) hens, and has not yet finalized plans as to the acquisition of chicks or pullets.

A Motion was made by Dr. Fallon, which was seconded by Mr. Kohlburg, to approve the application for keeping of hens at 1 Pond Terrace, conditional upon the final site inspection, and proof of vaccinations to be provided to the Health Department.

Vote: Motion Approved Unanimously (3-0)

Hearing: Variance Request – Jimmy's Steer House

Ms. Waden informed the Board that Jimmy's Steer House application for a variance request to use time only, rather than time in conjunction with temperature, as a public health control to hold Prime Rib at a temperature of 125 degrees F for no more than 4 hours is incomplete and requested this agenda item be Tabled to the May 24, 2017 meeting.

Hearing: Permit to Operate a Registered Marijuana Dispensary – 11 Water Street

Inspector Natasha Waden informed the Board that on April 5, 2017 she received a permit application from the Massachusetts Patient Foundation to operate a Registered Marijuana Dispensary at 11 Water Street, Arlington, MA. She stated that she and Mr. James Feeney conducted a preliminary review the application and plans that were submitted. She further noted there was insufficient time to review in detail all the materials submitted, as well as the supplemental materials that were submitted upon request. Ms. Waden introduced representatives of the Massachusetts Patient Foundation to the Board to present their request.

Mr. Joseph Lekach, Founder of the Massachusetts Patient Foundation, and Attorney Valario Romano of VGR Law Firm, presented a Power Point Presentation to the Board in support of the permit application submitted by Massachusetts Patient Foundation to operate a Registered Marijuana Dispensary at 11 Water Street, Arlington. They informed the Board they are a Chapter 180 Non-Profit organization, and gave an overview of the executive management team, with their respective backgrounds. They informed the Board that the location in Arlington will be for dispensing only and all cultivation, processing, and packaging will be conducted at their Fitchburg, MA location (a former site of Bayer Pharmaceuticals). They stated they have a special permit in both Fitchburg and Westminster to cultivate and process medical marijuana. Mr. Lekach stated that under a separate organization, he currently operates a dispensary in Oregon for both medical and recreational marijuana. He also stated that besides Arlington, MA they are engaged in the process of opening dispensaries in Lynn and Holyoke. He informed the Board that he and his family will be moving to Massachusetts. All products in Arlington will be prepackaged and labeled with active ingredients as required by the DPH. They presented the Board with a copy of the floor plan of the Arlington location. They informed the Board that they have been through all of the required channels including the Department of Public Health, the Arlington Board of Selectmen, who provided a letter of non-opposition, and the Arlington Redevelopment Board, who issued a special permit. They further stated they have had several discussions with Police Chief Ryan, Town Manager, Adam Chapdelaine, and Town Counsel, Doug Heim. They provided a step by step process as to how a patient would purchase medical marijuana at their facility including identification checks including 2 forms of ID, entering data in the DPH data base to confirm purchasing limit, and security measures. They informed the Board that upon the first visit patients will meet with a Cannabis Education Specialist, and will be provided a patient handbook, which they have in different languages, and formats for site impaired patients. The Board inquired about the "credentials" of the Cannabis Education Specialist, and was informed there are no specific medical credentials for this position. They further stated it is their hope to hire local residents whenever possible.

The Board was informed no Marijuana products or medical waste will be disposed of on-site and only standard "office trash" will be disposed of on site. All expired products will be clearly marked waste, locked in the vault, and removed by employees following DPH requirements, which was explained in detail. Product use is not permitted on-site.

Ms. Patricia Worden stated that with 99% confidence, current laws will allow medical marijuana dispensaries to become recreational marijuana dispensaries, which she believes will allow this facility to become a “pot shop” and “pot café”. She expressed “shock” that this will be allowed in Arlington which will cause extreme damage to children, whose brains are yet to be fully developed. She stated her own grandson is a patient at a pediatrician’s office at this Water Street location. Ms. Worden stated she was disturbed that in the presentation there was no reference to the Police Chiefs comments of opposition. She further stated that this location is a “cut-through” from the Gibbs School, which will once again be an operational middle school.

Attorney Valerio Romano stated that Special Permit received from the Redevelopment Board is exclusively for the sale of medical marijuana only, and it is not their intent to sell recreational marijuana at this location.

Ms. Thomas-Alyea addressed the Board in opposition to the permitting of the Massachusetts Patient Foundation Registered Marijuana Dispensary at this location. She stated that because of errors made by the Town, there currently is no buffer zone in place. She stated the location at 11 Water Street is in the heart of the center of town and this location has Pediatrician Offices, Nurse Practitioner Offices, and is close to a pre-school, church, public library, park, toy store, and bike path. She expressed concern regarding individuals using the products in the stairwells, hallways, street, and parking lot. She expressed frustration that her concerns have been ignored, and wants to express these concerns for the thousands of school children within the community.

John Worden asked clarification on the “Non-Profit Status” of the Massachusetts Patient Foundation. Attorney Valario Romano of VGR stated the Massachusetts Patient Foundation is in compliance with the non-profit requirements of 105 CMR 725.100(A)(1). He further stated that there are many expenses in the start-up and operation of the facility.

The Board decided to table the vote to the May 24, 2017 meeting, to allow time to review all the materials presented, and to verify if policies and procedures are in compliance with the BOH Medical Marijuana Regulations.

Discussion: Draft Dumpster Regulations:

Inspector Waden informed the Board they have begun compiling dumpster regulations from surrounding communities, including Belmont, Somerville and Lexington for the purpose of updating Arlington’s Dumpster Regulations. Inspector Kylee Sullivan stated that Arlington has a great foundation, but there is room for improvement, including compost and commodity haulers, and making it clear who is responsible for each dumpster. With the increase in rodent activity, the Health Department believes stricter regulations and permitting requirements for dumpsters is imperative. The Board was provided with an initial draft of proposed ideas for dumpster regulations for discussion, but a polished up copy, including a clearly defined Scope and Purpose will be provided at a future meeting. Contractor, construction, and one-time use dumpsters will continue to be permitted and enforced at the Building Department.

Discussion: FDA Retail Food Standards-2013 Food Code:

The Board of Health has been awarded a \$10,000 AFTO grant to begin the process to implement the FDA Retail Food Standards to the 2013 Food Code. Currently the BOH is enforcing the 1999 Food Code. The Board of Health would like to invest in inspectional software, and hopes to update inspectional forms, and provide training,

to conduct more uniform inspections, and are working with a Consultant, Maureen Lee of Food Service Solutions, to assist in this process. Inspector Waden would like to invite Ms. Lee to the June 21, 2017 meeting.

Environmental Updates:

Ms. Waden informed the Board that she conducted site walks with Environmental Health Services (EHS) technicians, to evaluate problematic rodent areas that have been identified throughout town. She also informed the Board that the BOH will be hosting 2 rodent seminars and inviting property owners, business owners, and residents who are in affected areas to get together to discuss solutions.

Ms. Waden reported to the Board that she reviewed Arlington's Regulations Restricting the Sale of Tobacco and Nicotine Delivery Products and associated amendments in 2013 and 2014, but did not find any mention of the attrition of tobacco permits. Ms. Waden stated that she would follow up with D.J. Wilson of the Mass Municipal Association to discuss the possibility of amending our regulations.

Restaurant Updates

Inspector Waden informed the Board:

- Punjab is not open as of yet due to a situation regarding an insurance settlement for the establishment, and there are no further updates available at this time.
- Café Niro in Arlington Center (formerly CVS) will open within the next month.
- Twirl has inquired about the space in Arlington Center (formerly Madrona Tree). The BOH is still awaiting a Plan Review.
- Mamadou's has submitted a Plan Review
- 3 establishments came in for administrative meetings. 1 establishment will be hiring a consultant; the additional 2 will be providing additional information to the Board of Health.

Public Health Nurse Updates

The Board of Health is in the 2nd round of interviews for hiring a Public Health Nurse.

Public Comment

None

Meeting was adjourned at 7:45 pm.



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Tel: (781) 316-3170
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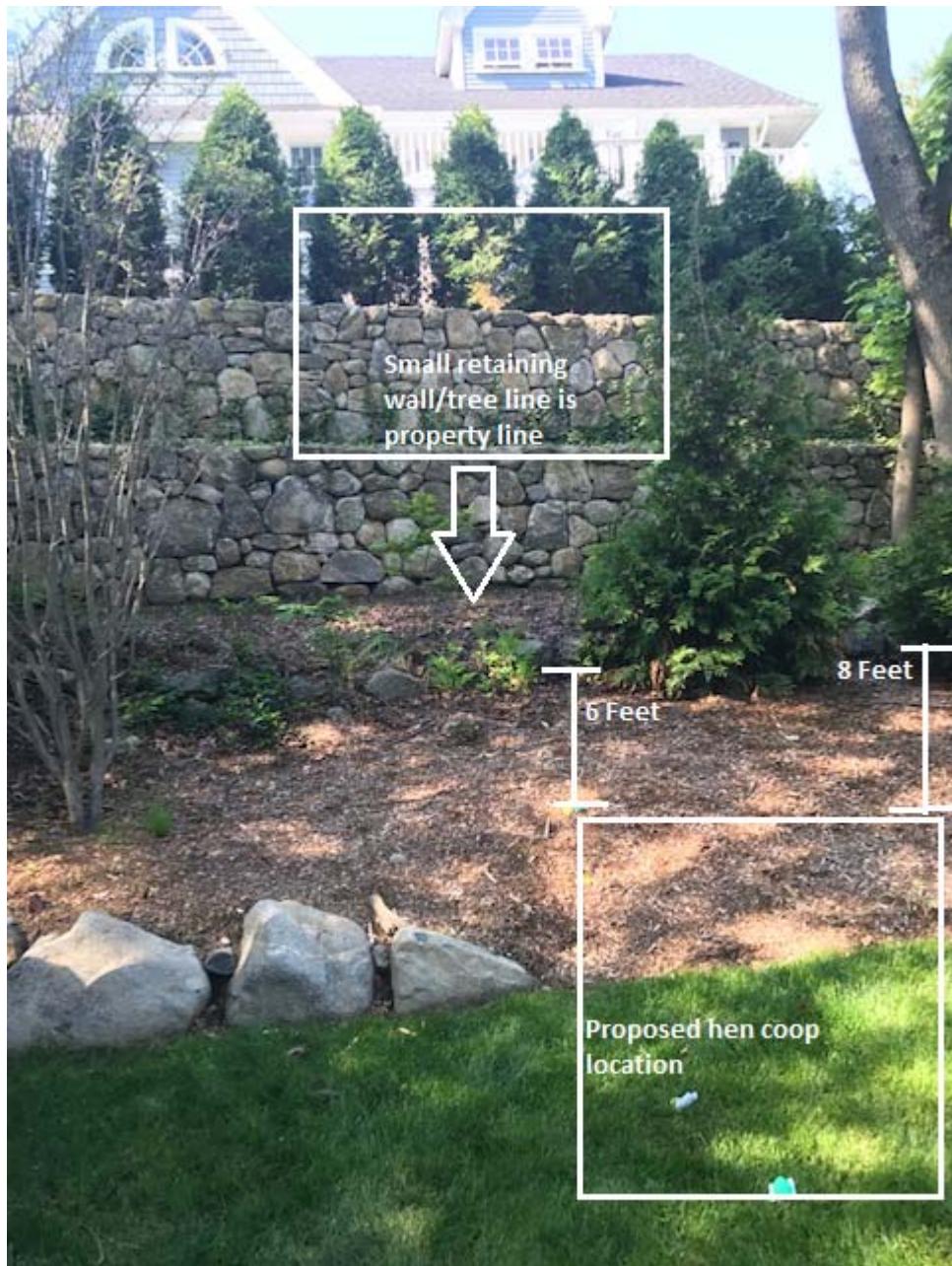
MEMO

To: Board of Health
From: Kylene Sullivan
Date: May 18, 2017
RE: Keeping of Hens at 9 Windermere Park

Emily Deldon submitted a Keeping of Hens Site Plan Review Application for 9 Windermere Park on May 2nd, 2017. The dwelling is a single family structure owned by the applicant and her husband, Nicholas. This property is located on a large lot (17,873 Sq Ft) in a neighborhood nestled between Churchill Avenue and Bartlett Avenue. The property has ten abutters. The abutters were notified by the applicants of their intent to keep hens via certified mail. The letter notified the abutters of a hearing to be held on May 24th, 2017 at 5:30pm. To date, one neighbor has raised concerns regarding the close proximity of the coop to their property, although the coop's proposed location does not violate the six feet minimum distance from all property lines as stated in the Bylaws.

The attached site plan provided by the applicant illustrates that all distance requirements set forth in the Town Bylaw are satisfied. The application included very thoughtful responses and all necessary components. A site walk was conducted on May 18th to verify the proposed location of the coop/pen and the structure. The proposed location must be leveled out before installing any structures as there is currently a slight slope in the terrain. During the site walk, Inspector Sullivan explained that any neighborly concerns should be addressed and resolved before the date of the hearing. If the application is approved, no final permit will be granted until an inspection of the finished coop confirms the build-out matches the design specifications.

Proposed Location of hen coop at 9 Windermere Park





DEPARTMENT OF HEALTH AND HUMAN SERVICES
OFFICE OF THE BOARD OF HEALTH

Town of Arlington

27 Maple Street
Arlington, Massachusetts 02476

KEEPING OF HENS SITE PLAN REVIEW APPLICATION

These guidelines are not final requirements. The Board of Health may require additional information based on the type and location of operation.

Plan Review Fee: \$150.00 (checks made payable to: Town of Arlington)

For office use only: Date/time application received: 5/2/17 Received by: Natalie Meyer
(BOH Staff)

APPLICANT NAME: emily a. deldon & nicholas j. deldon, jr.

APPLICANT ADDRESS: 9 windermere park

CONTACT NUMBER: 617.312.4982

CONTACT EMAIL: emily.deldon@gmail.com

Keeping of Hens Application Process Summary

1. Submit this Site Plan Review Application to Health Department with check for \$150.
2. Health Department reviews application and conducts site walk.
3. After plan review and site walk, a meeting date with the Board of Health is set. The applicant will notify all abutters at least 14 days but no more than 30 days prior to the hearing, of their intent to keep hens and the BOH hearing date, time and location. Abutters shall include both owners and tenants. The applicant shall provide verification of notification in the form of a signed letter or USPS receipt that a certified letter has been received.
4. A meeting with the Board of Health is held and a decision made to approve or deny application based upon all requirements set forth in town bylaw.
5. Once approved by the Board of Health, the applicant is required to submit an Application for Annual Permit to Keep Hens to the Health Department with a check for \$100 and the applicant will be permitted to construct coop and pen.
6. A final inspection is conducted once coop and pen have been constructed and final approval to keep hens is granted.
7. An annual permit to keep hens is required through the Health Department expiring April 1st of every year. A renewal permit must be obtained. Permit holders that fail to renew their keeping of hens permit prior to April 1st are subject to a \$100 reinstatement fee.
8. An annual inspection will be conducted by the Health Department. Failure to meet requirements set forth in the town bylaws may result in a re-inspection fee of \$100 and a hearing with the Board of Health to determine whether permit should be revoked, suspended, or subject to further conditions.

CIRCLE/ANSWER THE FOLLOWING QUESTIONS:

Is the applicant the sole owner of the property where hens will be kept? YES/NO
If no, please provide signed written statements from all property owners granting permission for the keeping of hens.

What is the size of the property lot in square feet? 17,873 S.F.

I. HENHOUSE / PEN:

1. Location

- a. Will the henhouse/pen enclosure be in the rear yard of the property? YES/NO
- b. Will the henhouse/pen enclosure be at least six (6) feet from all property lines? YES/NO
- c. Will the henhouse/pen enclosure be at least 25 feet from existing residences on adjacent lots? YES/NO
- d. Will the henhouse/pen enclosure be located at least 200 feet from the high water mark of any known source of drinking water supply or any tributary thereof, and at least 50 feet from any well? *No well on property has town water* YES/NO
- e. Will the henhouse/pen enclosure conform to all relevant property setbacks for accessory structures as specified in sections 6.18 and 8.23 of the zoning bylaws? YES/NO
- f. Will the henhouse/pen enclosure interfere with any utility or other feature of the property that needs suitable access? YES/NO
- g. Will the henhouse/pen enclosure be located in a well-drained area that does not discharge to a public way or neighbor's property? YES/NO
- h. Please provide a certified plot plan depicting all of the following: all structures on property, all structures on abutting properties, and proposed locations of the henhouse/pen enclosure, composting/manure storage and food storage. *see attached.*

2. Construction

- a. Will the henhouse enclosure provide a minimum interior floor surface of at least two (2) square feet per bird? YES/NO
- b. Will the pen enclosure provide a minimum ground surface of at least five (5) square feet per bird? YES/NO
- c. Will the henhouse/pen enclosure be securely constructed in a manner that excludes predators and pests, including those that fly, burrow and reach? YES/NO

d. Will the pen enclosure have a predator and pest proof material across the top? YES/NO

e. Will the henhouse provide protection from the elements as needed? YES/NO

f. Will the henhouse be constructed in such a manner and with such materials that allow for effective weekly cleaning? YES/NO

g. Please provide a separate detailed description of the henhouse/ pen enclosure, including square footages and photographs if possible.
See attached.

3. Maintenance

a. Will the feed be securely stored in a rodent and pest proof container? YES/NO

b. Will the feed leftover from feeding remain in an area accessible to rodents and pests past dusk? YES/NO

c. If weather is too cold, or composting is otherwise not possible, will there be a sealable container for waste to be stored until disposal? YES/NO

d. If composting is possible, how and where will waste be composted with carbonaceous material such as hay, bedding, or leaves? Please identify composting/ manure storage location on required certified plot plan.
See attached.

e. What measures will be taken to prevent the buildup of pests or rodent populations due to the presence of hens on the property?

see attached.

f. Please provide a separate detailed written maintenance plan describing the following: cleaning practices and schedule for the henhouse/pen enclosure and feed and water containers, which anti-bacterial/viral cleaning solution will be used, which bedding material will be used in the henhouse and at which depth it will be provided, how frequently the bedding material will be composted, and any other appropriate nuisance (odor & noise) prevention measures that will be taken.

see attached.

II. HENS:

1. Hen keeper

③ looking at gossamer foundation, schedule to be announced.
"Backyard chicken keeper Certification"

a. Will the hen keeper be taking, or has the hen keeper taken, a class in keeping hens? YES/NO
If yes, please provide a copy of a certificate of completion from a hen-keeping course.

① See Nutrena Chicken Seminar, at Danvers Agway. Also, \$16 class at Wright Lake Farm

b. Will there be a knowledgeable person in charge to care for hens during vacations or extended leaves? YES/NO

2. Source

a. What type of hens and how many hens will you be keeping?

3-6, pending availability, etc.

b. Will the hens be acquired from S. pullorum clean sources from National Poultry Improvement Plan (NPIP) participants? YES/NO

c. Where will the hens be acquired from and what documentation will be provided?

Meyer Hatchery, NPIP certification
in Ohio

3. Health & Disease Concerns

a. Will the hens be vaccinated from any communicable diseases? YES/NO
If yes, from what? Mark's Disease

b. Will newly acquired hens be isolated from healthy resident birds? YES/NO
If yes, where and for how long? but n/a. no birds at home currently

• chicks would be in brooder ~6-8 weeks

c. Will the hens be separated from wild migratory fowl at all times? YES/NO

d. What will be done with a hen if it dies? put in plastic bag & placed in trash

• scarcely, unless there is a better way.
• we'd reach out to poultry vet if a chicken died from unknown cause.
• our preference would be to bury it, but if "sanitary manner" means trash, we would defer to town's recommendation

To complete this application the following materials must be provided:

- Copy of list of property abutters obtained from Town of Arlington Assessors Office
- If applicant is not sole property owner, signed written statements from all property owners granting permission for the keeping of hens
- Plot plan drawn to scale depicting all of the following: all structures on property, all structures on abutting properties, proposed locations of the henhouse/pen enclosure, composting/manure storage and food storage, and distance of henhouse and pen from property lines and existing adjacent residences. The BOH reserves the right to require the applicant to provide a plot plan certified by a professional engineer or land surveyor to resolve any questions or disputes relating to the conformance of the placement of the henhouse and pen with any and all relevant property setbacks and zoning bylaw requirements.
- Written maintenance plan and description of henhouse/pen enclosure
- Copy of certificate of completion from a hen-keeping course if applicable
- After a BOH hearing date has been set, submit a copy of signed letter or receipt from USPS that a certified letter has been received by each abutter informing them of your application to keep hens and notifying them of the BOH hearing date, time and location. Abutters include both property owners and tenants.

I have read the town bylaws regarding the keeping of hens and understand the requirements as outlined. I understand failure to comply with the requirements of the town bylaws and failure to prevent a public health nuisance may result in revocation of my Permit to Keep Hens.

Signature:  Date: April 27, 2017



-----Office use only-----

Board of Health Meeting Date Assigned: 5/24/2017

Our Family's Chicken Keeping Plans

*Prepared for the Town of Arlington Department of
Health & Human Services*

*The Deldon Family
May 1, 2017*

Chicken Area –

Integrated with House, Landscape & Gardens

Overall garden strategy:

- Integrate chicken area into gardens to make a pleasing environment for all senses
- “Tucked in” vs. standing out

Consider plantings that offer:

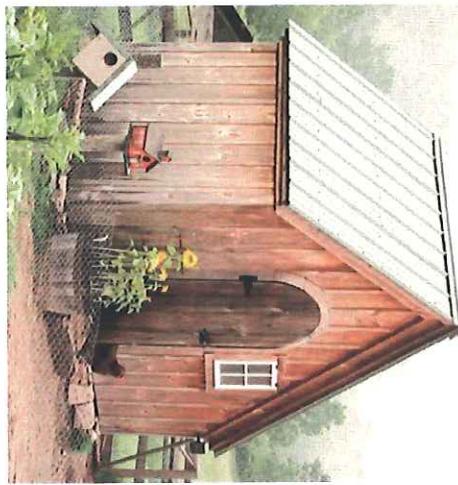
- *Fragrance* (honeysuckle, lilac, etc.)
- *Noise Barrier* (ex. grasses)
- *Shade* (grapes, etc.)
- *Edibles* (green beans, nasturtium)
- *Predator shelter* during supervised time in yard (branching to hide under)

Highly motivated to make it beautiful:

- Our family room/kitchen looks directly onto this area.
- Needs to be functional & pretty



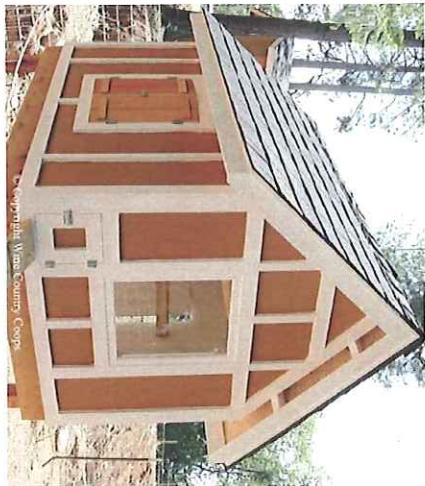
Customized Chicken Coop – Inspiration Pictures



- Natural, rounded door
- Gable vs. asymmetric
- Size as pictured is too big



- Efficient design & charming details
- Nest box overhang frees up space
- Smaller hardware cloth instead



- Matches our house style
- Shutters w/ heart cut out



- Square foot print; roof pitch
- Likely costly to build



- Simple and basic
- Roof keeps snow/rain off



- Practical
- This coop too small

Coop Details – Chicken Comfort & Health

- **Plan for Coop Floor & Run Ground Size:**
 - Coop: Optimal 30+ sq. ft., Minimum 24 sq. ft.
 - Run: Optimal 60 sq. ft., Minimum 30 sq. ft.
- **Preferred Coop Configuration:**
 - 6x6' square configuration (36 sq. ft)
 - \$ to build or in-stock availability may call for a rectangular shape
- Alternatives:
 - Square Footprint:
 - 5x5 (25 sq. ft.)
 - 6x6 (36 sq. ft.) - Preferred
 - Rectangular footprint
 - 4x8 (32 sq. ft.)
 - 5x6 (30 sq. ft.)
 - 5x7 (35 sq. ft)
- **Roosts to sleep on**
 - Higher than nest boxes
 - 2" wide, rounded
 - 2' space per chicken
- **Other:**
 - Ideally elevated 2-3' off the ground or placed on concrete base
 - 2-4 nesting boxes
 - Adequate ventilation
 - Nice to have: "droppings tray" under poles for easy disposal
- Chicken care & aesthetics are important! We'll do it right with either shape.



Coop / Run Features – Predator & Rodent Proofing

Routine Care

- Chickens locked in coop at night
- Check enclosure for risks/signs of activity
- Remove eggs

Food & Storage

- Remove leftover chicken feed before nightfall
- Store chicken feed in rodent-proof container

Coop / Run Construction

- $\frac{1}{4}$ " Hardware Cloth (minimum $\frac{1}{2}$ ")
- Install liberally
- Bury down into the ground 12" all around the coop and run
- Cover windows, across top of pen, any gaps
- Use screws and washers to secure



2-Step locks



Cover top of pen

Screws & washers



Bury hardware cloth



Other:

- Outdoor web cameras or video surveillance to better respond to predator threat
- Perimeter Fencing – consider expanding fencing around property to further deter
- Explore herbs in nesting boxes (to further repel pests & add pleasant aromas)

Maintenance Plan – Daily Routine

- **Visit Chickens (with “coop clothes” & shoes only worn in the coop)**
 - Wash hands
 - Visit chickens with basket for collecting eggs and any table scraps
 - Open the coop door and toss any treats into the run
- **Feed & Water**
 - Rinse out waterers, then fill with fresh water from the nearby hose
 - Refill feeder with chicken feed, replenish grit and crushed oyster shells as needed (in shed)
- **Collect Eggs (wash and store when finished with chores)**
 - Collect eggs from nesting boxes.
 - Throw away any soiled eggs.
- **Clean**
 - Add a fresh scoop of bedding to each nesting box (in shed)
 - Spot clean bedding/dropping boards, flip over, add clean shavings
- **Observe:**
 - Check for any signs of predators or pests
 - Is bedding dry or damp?
 - Are chickens active and healthy? Eating and drinking?

Secure at Sunset

- Remove leftovers in pen
- Close coop door

Maintenance Plan – Cleaning Schedule

Collect the coop cleaning equipment for cleaning:

- Work clothes, dust mask, shovel or rake, dust brush and wheelbarrow

Daily (*wearing work gloves*)

- Spot clean each day, flip over, add clean pine shavings
- Using “dropping boards”: each morning remove droppings and add to compost
- Beyond coop sanitation, droppings boards provide a daily opportunity to assess the health and well-being of the flock.

Weekly

- Remove and replace bedding every week, more as needed to prevent odor
 - Empty all bedding into a wheelbarrow
 - Use dust brush to remove the bedding from nesting boxes and corners
 - Replace soiled bedding with 2-3” fresh bedding
 - Compost the soiled bedding to make fertilizer
- At end of each week, wash waters and feeders with cleaning solution
 - Scrub brush out, hang to dry
- Replace with other container while first one dries out (to prevent mold)

Cleaning Solution

- Diluted hydrogen peroxide or bleach

Maintenance Plan – Composting

Composting

- It is understood that chicken manure can be a tremendous benefit to managed well or a problem if left pile up in the coop and run.
- Equipment: Our plan is to use a two part, insulated “dual chamber” tumbling composter to extend season for composting and provide a rodent-proof system
- Location: Sited between the shed and the chicken area



Compost Ratios

- *“To keep things simple most composters follow the general rule of 1 part brown to 2 parts green. However, because chicken manure is so high in Nitrogen you may be more successful using a 1:1 or even a 2:1 mixture.” (Source: Seattle Tilth)*
- In addition to bedding, other carbon sources (leaves, hay, cardboard) would be used to achieve the correct ratio.

Other

- If weather is too cold or composting is otherwise not possible, waste will be stored in a sealable container until disposal.

Chicken Breeds for Our Family Flock

The Deldon Family

May 1, 2017

Our Family's Breed Picks

Orpington

- Cold-hardy
- Gentle and friendly
- Known as the "golden retriever of the chicken world"
- Good layers
- Heavy & don't fly which makes them good for urban setting



Cochin

- Cold Hardy
- Known for being big friendly balls of fluff and feathers.
- They don't lay very well but are popular because of their sweet personality
- Very good for children as pets



Australorp

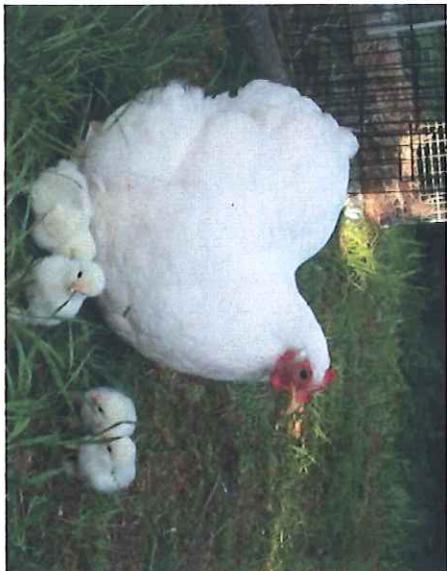
- Cold Hardy
- Calm and friendly
- Peaceful and dignified
- Highly recommended as a pet chicken
- Dependable layer
- Exceptionally soft, shiny black plumage has hints of green and purple in the sunlight



Family Flock – Preferred Option



Lavender Orpington



White Cochin



Buff Orpington



Black Australorp

Family Flock – Backup Option 2

Lavender Orpington



Buff Orpington



White Cochinchina



Family Flock – Backup Option 3

Lavender Orpington



White Cochin



Buff Orpington



Black Australorp



Buff Brahma



Hen Keeping Course
taken at Danvers
Agway on 4/29/2017

4/29/2017

Nutrena®

Nutrena's Tour D' Cluck Seminar

Presented by:
Jaclyn Gagnon



Nutrena

Agenda

- Breed Selection
- Bringing Home Chicks
- Teenagers
- Adulthood
- Flock Health
- Chicken's Grocery Store
- Boredom Busters
- Resources



Nutrena

Getting Started

- Check local zoning regulations
- Select the right breed for your needs
 - Meat producing breeds
 - Egg producing breeds
 - Dual purpose breeds (meat and eggs)
 - Ornamental or Show breeds



Nutrena

Poultry Selection Guide



Nutrena

Top Winter Hardy Breeds

These breeds are a good representation of birds that are hardy through the winter, usually continue to lay (at a limited rate) and fare well in cold temps

- Delaware
- Dominique
- Jersey Giant
- Orpington
- Barred Rock
- Rhode Island Red
- Wyandotte



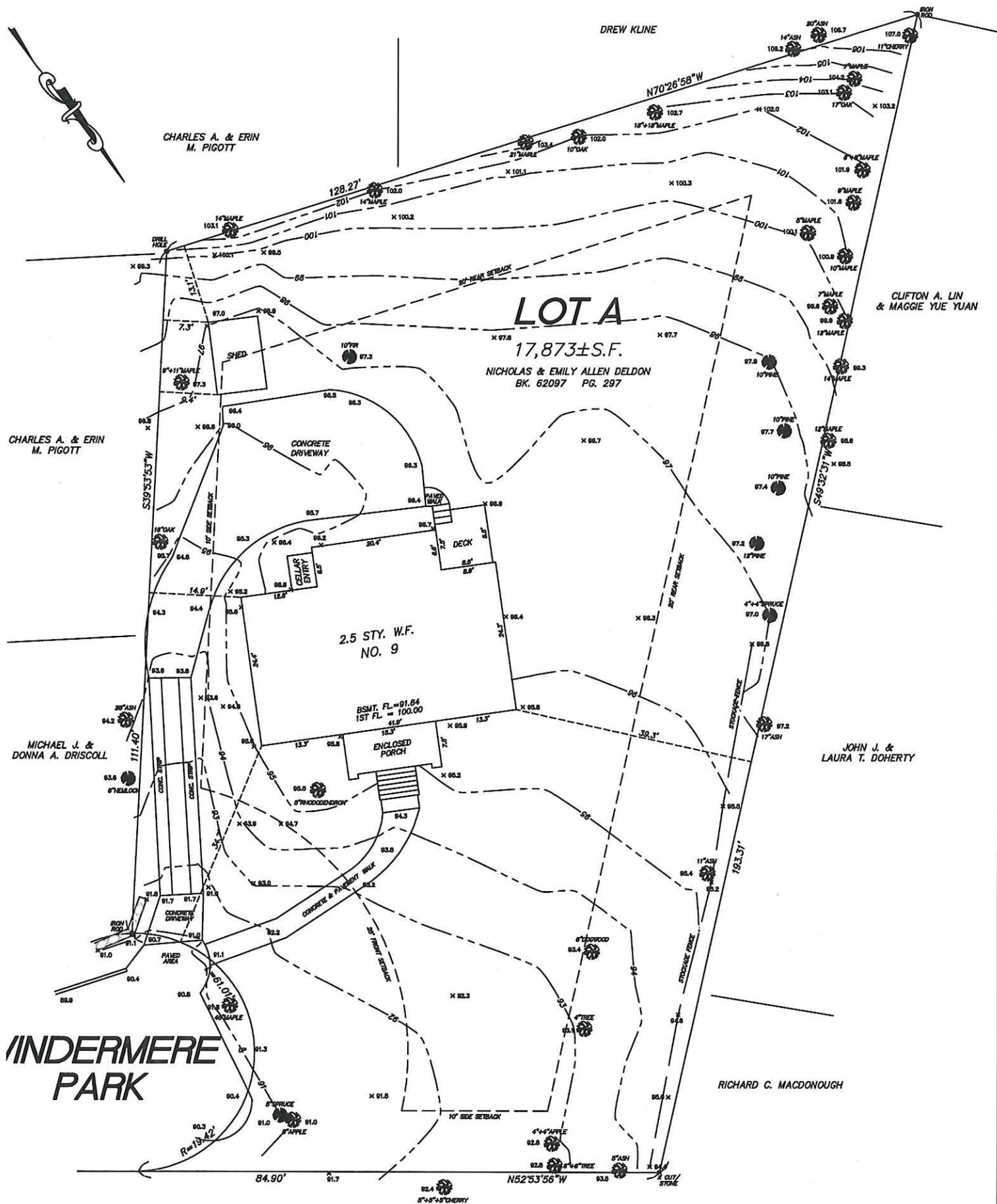
Nutrena

Not So Hardy Breeds

- Frizzles & Silkie
 - Unique feathers make it hard for them to hold body heat
- Fancy feathered breeds (Example: Polish)
 - Can have problems with their ornamental feathers in ice and snow



Nutrena

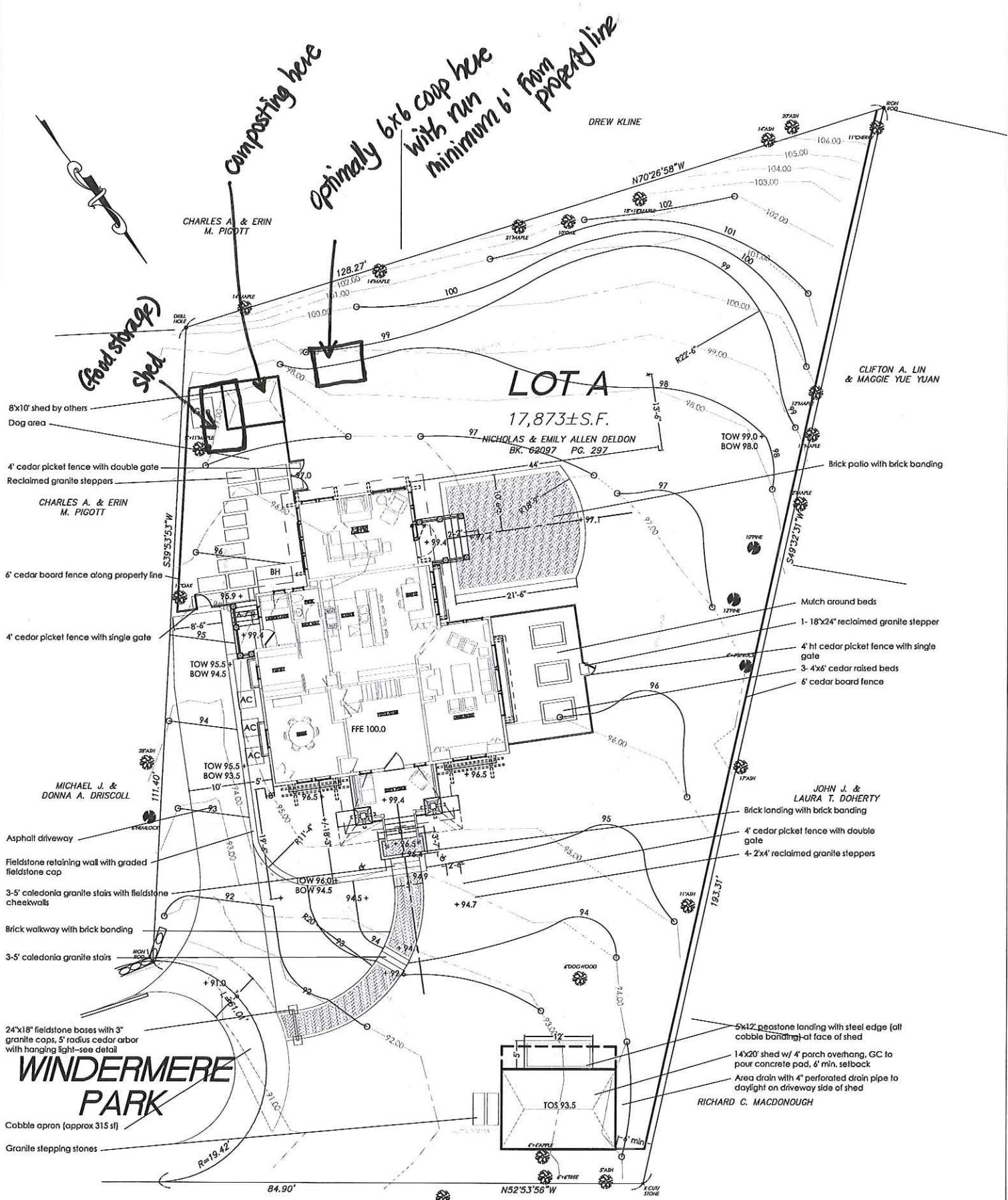


TOPOGRAPHIC PLAN OF LAND
IN
ARLINGTON, MASS.

SCALE: 1 IN. = 10 FT. FEBRUARY 24, 2016

KEENAN SURVEY

8 WINCHESTER PLACE, SUITE 208
WINCHESTER, MASS. 01890
781 732 4217



		Issued:
1	6-10-16	For review
2	6-18-16	For review
3	7-11-16	For review
4	7-20-16	For review
5	8-25-16	For review
6	11-10-16	For review

GRADING, LAYOUT & MATERIALS PLAN

Scale: 1"=10'-0"

DELDON RESIDENCE

9 Windermere Pl
Arlington, MA

KDTurner Design
landscape architecture

27 High St.
Newburyport, MA 01950
ph) 781-632-6004

L-1



The data shown on this site are provided for informational and planning purposes only. The Town and its consultants are not responsible for the mistakes or misrepresentation of the data.

0
110
220 ft

Printed on 04/27/2017 at 02:09 PM



52 CHURCHILL AVE 32.0-3-2.0
DOHERTY JOHN J JR & LAURA T
52 CHURCHILL AVENUE
ARLINGTON, MA 02476

15 WINDERMERE PK 32.0-3-8.0
PIGOTT CHARLES A JR
PIGOTT ERIN M
15 WINDERMERE PARK
ARLINGTON, MA 02476

48 CHURCHILL AVE 32.0-3-3.0
MAC DONOUGH ANNE L
MAC DONOUGH RICHARD C SR
48 CHURCHILL AVE
ARLINGTON, MA 02476

11 WINDERMERE PK 32.0-3-9.0
DRISCOLL MICHAEL J--ETAL
DRISCOLL DONNA A
11 WINDERMERE PARK
ARLINGTON, MA 02476

24 WINDERMERE AVE 32.0-3-5.0
WEEKLY GORDON D & MARIAN F
24 WINDERMERE AVE
ARLINGTON, MA 02476

1 CHURCHILL PLACE 32.0-3-22.0
PIGOTT CHARLES A & JANE F
1 CHURCHILL PLACE
ARLINGTON, MA 02476

56-#1 CHURCHILL AVE 32.A-3-56.1
LIN CLIFTON A
YUAN YUE MAGGIE
56 CHURCHILL AVE
UNIT 1
ARLINGTON, MA 02476

56-#2 CHURCHILL AVE 32.A-3-56.2
GEYER CHRISTOPHER M
GEYER JUDY A
56 CHURCHILL AVE
UNIT 2
ARLINGTON, MA 02476

I hereby certify that this list
has been prepared in accordance with
Chapter 40A, Sec 11 of MGL.

Patricia E. Buckley
Date
1/27/17



Town of Arlington
Department of Health and Human Services
Office of the Board of Health

27 Maple Street
Arlington, MA 02476

Tel: (781) 316-3170
Fax: (781) 316-3175

MEMO

To: Board of Health Members
From: Natasha Waden, Health Compliance Officer
Date: May 19, 2017
RE: Permit to Operate Registered Marijuana Dispensary (RMD) - 11 Water Street

As you are aware, the VGR Law Firm, on behalf of the Massachusetts Patient Foundation, Inc. (MPF) has submitted an application to the Board for the purpose of operating an RMD at 11 Water Street. At our last meeting, representatives from the VGR Law Firm and MPF were present and provided an overview of their operation through a power point presentation.

During the hearing on April 12, 2017, supplemental materials were presented to the Board, which pertained to dispensing and education policies and procedures; concentrate and marijuana infused product (MIP's) testing policies and procedures; lab, kitchen and MIP policies and procedures; and the Mass Department of Public Health (MDPH) protocol for sampling and analyzing medical marijuana products and MIP's. In addition, public comments were heard from Ms. Patricia Worden, Mr. John Worden, and Ms. Karen Thomas-Alyea. Based on the significant amount of materials presented, the Board decided to continue the hearing until May 24, 2017 to allow for additional time to review the application and supplemental materials. As a result, MPF will be present at this hearing to answer any additional questions or concerns that the Board may have regarding their application. It is also plausible that residents will be present at this hearing to voice their support or concerns about the issuance of a permit to this establishment.

Upon final review of the application and supplemental materials, it appears that the application is compliant with the Board of Health's Regulations Restricting the Sale of Medical Marijuana. The following areas, arranged by subsection, have been identified as areas, either requiring additional information/clarification, or suggested conditions to be met upon the issuance of an operating permit:

Security Provisions:

APD has reviewed the security plans and approves them as written, however, reserves the right to conduct a site walk to verify the plans and make any amendments as they see fit.

Patient Education:

Additional information is needed on how a patient is educated about their recommended dosage of medical marijuana, including how the dosage may change depending on the strain and type of product used. A copy of the patient booklet should be submitted for review.

Dispensing Medical Marijuana:

Whereas the Board has authority, in addition to the state, over the issuance of hardship cultivation permits, the Board may want to require that MPF provide a written Standard Operating Procedure (SOP) which describes how they will verify an Arlington Resident has both a state and local hardship cultivation permit prior to the sale of marijuana seeds at this location.

During the last hearing, representatives from MPF stated that on-site consumption is not permitted, therefore the language on Page 25 of Appendix C, which suggests that on-site consumption may take place for teaching purposes, should be stricken from the plan.

Marijuana Infused Products (MIP's):

Additional information is needed on how these products will be labeled to prevent potential overdose and poisoning by the consumer.

The applicant will be present at the meeting to answer any additional questions or concerns and provide clarification about the application.

From: Patricia Worden <pbworden@hotmail.com>
To: "cbongiorno@town.arlington.ma.us" <cbongiorno@town.arlington.ma.us>
Date: 05/01/2017 12:25 PM
Subject: urgent message for BOH members

Dear Christine,

Unfortunately I do not have email addresses for the BOH and so please forward the following message to them very soon.

Thank you.

Patricia

Dr. Marie Walsh Condon, Chair

Dr. Kevin Fallon

Mr. Kenneth Kohlberg

Board of Health, Arlington

May 1, 2017

Dear Dr. Condon, Dr. Fallon and Mr. Kohlberg:

Please be aware that Town Meeting voted to adopt a temporary moratorium on the use of land and structures in Arlington for recreational marijuana establishments to allow the Town enough time to plan carefully to establish regulations for marijuana use consistent with rules yet to be established by the state's Cannabis Control Commission.

That became necessary, of course, since the law allows any Medical Marijuana Treatment Center to obtain a license for recreational marijuana and indeed Medical Marijuana Treatment Centers are supposed to be given priority for award of such recreational marijuana licenses. That would be an extremely valuable acquisition on the part of any Medical Marijuana Treatment Center.

It would be important that your approval of the Water Street Center could be delayed until the regulations of the State and Town are finalized which should happen prior to June 30, 2018.

If you do not delay your decision until regulations are in place perhaps you would consider making your permit conditional on a legally binding commitment by the proponents to never operate a recreational marijuana center. (To obtain such a commitment under the verbiage of Chapter 334 of the Acts of 2016 you would need very expert legal advice).

Following is the text of a letter I composed with some facts about this issue which are described below.

Thank you for your care in this matter.

Patricia Barron Worden

Town Meeting Member, Precinct 8

Last Wednesday night Arlington's Town Meeting (TM) voted to adopt a temporary moratorium on the use of land and structures in Arlington for recreational Marijuana establishments to allow the Town enough time to plan carefully to establish regulations for Marijuana use consistent with rules yet to be established by the State's Cannabis Control Commission.

The legislature is currently still in disarray about creating a final version of safety regulations and restrictions appropriate for the recreational pot law (Chapter 334 of the Acts of 2016). We must wait for them. The law was been designed by the marijuana industry as a cash cow. It forces us to zone recreational marijuana the same as medical. Even more worrisome - it forces the Cannabis Control Commission to issue 75 licenses to ANY Medical Marijuana Treatment Center (MMTC) to start selling marijuana in recreational pot shops next year.

Without Town restrictions children will be visiting the pediatrician's office in Water Street - in the building where ARB has permitted a marijuana facility. They will see the various aspects of implementing a drug culture including eventually large displays of marijuana edibles – brownies, gummy bears, soda etc. and a couple of years later a pot café with edibles and drug paraphernalia *The pot law requires that any MMTC can automatically become a pot shop.*

Many Arlington schoolchildren walk to school or to the library. That will no longer be safe in the area of a pot establishment such as Water Street if Marijuana is traded there. The Chief of Police has warned of criminality , impaired driving and robberies in areas with Marijuana pot shops. In addition, of course, the dangers to children and young adults of accidental ingestion - including damaged brain development and early addiction - are well known and highly likely as edibles become popular.

In 2014 Arlington TM approved the placement of MMTCs by special permit in the B3 and B5 zones on the understanding that we would have a state requirement for a buffer zone preventing marijuana establishments within five hundred feet of places where children congregate. Astonishingly that was wrong. So we have no safety buffers. This could have

been easily corrected by a TM vote approving buffers. But ARB voted unanimously to prevent that vote and stopped TM from providing that limited amount of safety.

Arlington Board of Health (BoH) is currently dealing with an application for a Registered Marijuana Dispensary Operating Permit for proponents of the Water Street marijuana facility who hold an ARB permit which has NO child safety protection. Proponents operate both medical and recreational marijuana enterprises in another state. They have made several inconsistent or unsubstantiated statements. Also, their straw-man article 11 in the Special Town Meeting Warrant of October 19, 2016 was the crucial factor enabling the ARB to vote to stop TM from approving buffers. Hopefully the BoH can postpone their operating permit decision until Town and State protections are in effect.

Arlington has only about 160 marijuana prescription holders – a need that could easily be satisfied with home delivery. Surrounding towns are acting proactively to restrict and regulate pot shops. We should also do so.

A special town-wide election is the only way –to prevent any Medical Marijuana Treatment Center from automatically engaging in recreational activity.

-

Any operating MMTC will surely become a pot shop or pot cafe. We must craft appropriate bylaws to keep Arlington a safe and pleasant place for our almost 6,000 children and not part of a down-at-the heels drug culture with failing drug policies. Those involved in preparing appropriate safeguards should include persons well informed about child welfare, safety, and health issues and should not be restricted to redevelopment officials and marijuana purveyors.

Patricia Barron Worden, Ph.D.

Town Meeting Member, Precinct 8

Former Member and Chair, the Arlington School Committee

Former Member and Chair, The Arlington Housing Authority

Former Member and Charter Member, the Arlington Human Rights Commission

27 Jason Street

781 646 8303

pworden@post.harvard.edu



Town of Arlington
Department of Health and Human Services
Office of the Board of Health

27 Maple Street
Arlington, MA 02476

Tel: (781) 316-3170
Fax: (781) 316-3175

Memo

To: Board of Health Members

From: Natasha Waden, Health Compliance Office

Date: May 19, 2017

RE: Request for Support the Opposition of Natural Gas Pipelines in Massachusetts

The Office has been notified by multiple residents (emails attached) who have requested that the Board of Health support the MA Sierra Club and Mass Association of Health Board's efforts to oppose the construction of gas pipelines in Massachusetts. The specific request is for the Board to sign onto a letter from the Mass Sierra Club, addressed to Governor Baker requesting that he requires comprehensive health impact assessments for any new or expanded fracked natural gas infrastructure in the State. Attached please find an informational letter from MAHB describing the issue and the sign on letter which was drafted by the MA Sierra Club.



April 5, 2017

Dear Board of Health Members:

Attached please find a letter for Boards of Health to consider signing about interstate gas pipelines. MAHB is partnering with the Sierra Club in this outreach. If you wish to participate, please sign and return to Emily Norton, at the email address below.

During the past few years, two new interstate gas pipelines were proposed to be built in Massachusetts. One, Northeast Energy Direct, was cancelled. The other proposed pipeline, Access Northeast, has been stalled after the MA Supreme Judicial Court ruled that state law does not allow a tariff to be imposed on electric bills to pay for new interstate gas pipelines.

New projects continue to be built or proposed however: the Metering and Regulating station in West Roxbury; expansions of existing infrastructure in Acushnet; and compressor stations in Rehoboth and Weymouth.

The negative health impacts associated with high pressure fracked gas infrastructure (FGI) are well documented.

Health risks of FGI include asthma and heart disease from particulate matter, neurologic disease and miscarriage due to heavy metals, and cancer due to carcinogens such as benzene and radioactive radon and lead. These health consequences are a hazard for the communities that abut the FGI, but also, due to meteorologic effects, for more distant communities, particularly due to leaks in our aging pipeline infrastructure.

Health risks posed by FGI directly undermine the stated goals of our Massachusetts Department of Public Health: combatting health disparities, promoting health, and targeting programs for the best utilization of resources. Pipeline infrastructure exacerbates health disparities, potentially creates considerable negative health impacts, and diverts scarce public health resources because of the illnesses they create.

There is concern the Baker Administration will propose a change in law or regulation in order to enable new natural gas pipelines or otherwise encourage pipeline companies to bring new interstate gas pipelines to Massachusetts. That is why a strong showing from Boards of Health on a letter urging support for clean renewable energy rather than more fossil fuel infrastructure is so important.

It would be ideal if you could take up a discussion of whether to sign on at your next Board meeting.

If your Board votes to sign on to the letter, please let us know as soon as possible.

As it is a monumental task to collect signatures from up to 351 Boards of Health, we are partnering with Sierra Club to handle this task. Please email Emily Norton at emily.norton@sierraclub.org if your Board is interested in signing onto the letter below.

Please do not sign and send the letter directly to the Governor. We would like to send one letter with a plurality of Boards of Health listed as signatories.

We understand reasonable people have different opinions on the issue. We think it is appropriate, however, for us to give Boards of Health that would oppose new interstate natural gas pipelines the opportunity to speak with one voice on the matter to the Governor.

We will keep the letter open for sign-on through the end of May. If your Board needs more time to decide whether to sign on, or you have questions or comments about this, please let me or Emily know.

Thank you,

Marcia Benes
Executive Director
MAHB

See next page for letter

Sign on Letter to Governor Baker

Dear Governor Baker:

We write to you as Boards of Health from communities across Massachusetts who are committed to protecting the health, welfare, and safety of the residents of the Commonwealth. We commend Massachusetts' Health Commissioner Monica Bharel's goals to combat health disparities, promote health, and make the best use of our resources in that endeavor.

We are concerned that the rush to develop fracked gas infrastructure (FGI) in our state is in direct conflict with those goals: it increases health disparities, worsens public health and makes poor use of our health care resources by potentially creating public health problems instead of preventing them.

The health concerns surrounding FGI are several. While it is widely recognized that gas extraction via the hydraulic fracturing process causes health problems due to air and water pollution where the drilling is done, many people are not aware that the toxins and carcinogens that travel with the gas when it is extracted from the earth's crust can be emitted when there are releases of gas, unintentional or intentional, anywhere along the pipeline infrastructure.

These substances, acknowledged by Spectra and other gas companies in their reports, include hazardous air pollutants like benzene and formaldehyde, particulate matter, radioactive elements like radon, and heavy metals including mercury, lead and chromium. These toxins pose a health risk as they can potentially cause cancers like leukemia, lung problems like asthma and lung cancer, heart deformities in babies, miscarriages, and neurologic disease.

Natural gas pipelines pose threats to human health and to the environment at every stage of processing and delivery including interstate transmission pipelines, distribution pipelines, storage facilities, metering and regulating stations, compressor stations, and liquefied natural gas facilities. Without comprehensive health impact assessments of the effects of these toxins and carcinogens, it is impossible to know the magnitude of risk that these pollutants pose to human health.

New FGI in our state also threatens public health because it is a driver of climate change, releasing significant amounts of methane, nitrogen oxides and sulfur dioxide. New interstate pipelines add significant amounts of greenhouse gases to the atmosphere, exacerbating climate change. Climate change is disrupting our state's natural ecosystems and built infrastructure and negatively impacting human health, and is leading to increased rates of infectious diseases and cancer.

FGI also threaten public health and safety due to leaks, water contamination, and explosions; accidents have increased five-fold across the United States between the years 2000 and 2010.

We agree with the American Medical Association that FGI has a potentially significant human health impact and that any expanded or new FGI requires comprehensive health impact assessments to evaluate these health risks.

Also, according to an analysis by our State Attorney General, an expanded FGI is unnecessary and alternatives such as renewable energy and energy efficiency are healthier and less expensive.

While we recognize that our legislators and governor may differ in their views of FGI, they are unanimous in their commitment to promote and protect the public health, welfare and safety of the residents of the Commonwealth. We need safe, reliable and affordable energy for our residents, businesses and municipalities. Our state can and must achieve those goals by investing in renewable energy and energy efficiency rather than in more fossil fuels that warm our planet and create health hazards for all our residents.

Thank you.
Sincerely,
[City/Town] Board of Health

From: "Laura Munsey" <LMunsey@town.arlington.ma.us>
To: nwaden@town.arlington.ma.us
Date: 05/19/2017 09:12 AM
Subject: Fwd: msgs regarding pipe line

Hi Natasha - Please see the e-mail below.

Laura

Laura A. Munsey
Administrative Assistant
Health & Human Services
27 Maple Street
Arlington, MA 02476
781-316-3172

lmunsey@town.arlington.ma.us

Please visit Arlington's Website at www.arlingtonma.gov

-----Original Message-----

From: "Laura Munsey" <LMunsey@town.arlington.ma.us>
To: cbongiorno@town.arlington.ma.us
Date: Fri, 14 Apr 2017 10:18:41 -0400
Subject: msgs regarding pipe line

Hi Christine:

Just wanted to let you know, I received a couple of calls regarding pipeline construction in Massachusetts.

A caller, from Spy Pond condo's stated she will send you an email regarding a request that the Board of Health sign onto a letter regarding pipeline construction.

Another caller asked if I could record her name for the record regarding this issue: Ms. Mary Gilbert of 55 Bow Street, would like the BOH to sign the letter.

Thanks,
Laura

Laura A. Munsey
Administrative Assistant
Health & Human Services
27 Maple Street

Arlington, MA 02476

781-316-3172

1munsey@town.arlington.ma.us

Please visit Arlington's Website at www.arlingtonma.gov

From: "Laura Munsey" <LMunsey@town.arlington.ma.us>
To: cbongiorno@town.arlington.ma.us, nwaden@town.arlington.ma.us
Date: 04/28/2017 11:42 AM
Subject: Request for BOH to sign onto Pipeline letter to Governor Baker

Good Morning:

Ms. Amy Smift of 55 Mott Street in Arlington called to document her support of the Arlington Board of Health signing the letter to Governor Baker regarding the opposition of Natural Gas Pipelines in Massachusetts.

Thank you,
Laura

- - - - -
Laura A. Munsey
Administrative Assistant
Health & Human Services
27 Maple Street
Arlington, MA 02476
781-316-3172

lmunsey@town.arlington.ma.us

Please visit Arlington's Website at www.arlingtonma.gov

From: Susan Lees <lees.susan7@gmail.com>
To: nwaden@town.arlington.ma.us
Cc: Susan Lees <swlees@earthlink.net>
Date: 05/16/2017 09:13 AM
Subject: Info for 5/24 Arlington Board of Health meeting: Health Impacts of Fracked Gas Pipelines

Dear Natasha,

I am providing some information to support the MA Sierra Club and Mass Association of Health Boards request that the Arlington Board of Health sign on to the letter to Governor Baker regarding gas pipeline infrastructure and health impacts.

It would be wonderful if the Arlington Board of Health could add its voice to this important effort!

I would be glad to put you or another member of the board in touch with a physician, beforehand, if that would be helpful

This sign-on letter calls on Governor Baker to require comprehensive health impact assessments for any new or expanded fracked natural gas infrastructure in our state. The American Medical Association supports this, and the Massachusetts Medical Society also recently passed a resolution to support comprehensive health impact assessments for natural gas infrastructure.

There are a number of serious health concerns around natural gas production, infrastructure and leaks, and these are outlined in detail in a recent report by the Physicians for Social Responsibility (available at <http://www.psr.org/assets/pdfs/too-dirty-too-dangerous.pdf>)

Here are the resolutions passed by the AMA and MMS, and some talking points from Mass Health Care Providers Ag/ Fracked Gas:

MA Medical Society's Resolution: Protecting Public Health from Natural Gas Infrastructure (passed at April 27 - 29, 2017 annual conference)

<https://docs.google.com/document/d/10IORL14LdWFomznPaLjQUd4v-BBDvJbNQgdqw719mXk/edit>

American Medical Association (2015). H-135.930 Protecting public health from natural gas infrastructure, Resolution 519, A-15. Retrieved from <https://searchpf.ama-assn.org/SearchML/searchDetails.action?uri=%2FAMADoc%2FHOD.xml-0-301.xml>

Talking Points: Health Risks of Gas Pipeline Infrastructure

<https://mhcpaafg.files.wordpress.com/2016/09/synopsis-and-talking-points-mhcp-final-bl.pdf>

Please let me know if you need anything else - or if you need the above information in another form.

Thank you,

Susan Lees, M.Ed
39 Jason Street, Arlington
Arlington Mothers Out Front, and
Mass Health Care Providers Against Fracked Gas
781-316-1618

From: Brita Lundberg <brita.lundberg@rcn.com>
To: nwaden@town.arlington.ma.us
Date: 05/17/2017 12:02 PM
Subject: Sierra Club Initiative

Dear Members of the Arlington Board of Health,

I would like to draw your attention to an opportunity for your Board and consequently for the townspeople of Arlington to have a voice regarding the issue of health risks associated with natural gas pipelines. I am attaching below the letter that is being circulated by the MAHB to all Health Boards detailing these risks and attaching a letter for sign-on to Governor Baker.

I encourage you to support the Massachusetts Medical Society, the American Medical Association, the Massachusetts Nurse's Association and the Massachusetts Conservation Commissions in asking for comprehensive health impact assessments for the extensive natural gas infrastructure being envisioned for our state that may potentially seriously impact all of our communities.

Thank you for your consideration of this important health issue. I encourage your Board to participate and urge you seriously to consider becoming a signatory to the attached letter to Governor Baker.

Best,

Brita E. Lundberg, M.D.

Committee on Environmental and Occupational Health,

Massachusetts Medical Society

Attachments:

File: [Pipeline Sign On Letter to Baker.docx](#) Size: Content Type: application/vnd.openxmlformats-officedocument.wordprocessingml.document 983k



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MEMO

TO: Board of Health Members

FROM: Christine Bongiorno, Director of Health and Human Services

DATE: May 18, 2017

RE: Hiring of Director of Public Health

As you are aware, the department will undergo a slight reorganization this summer. Patti Brennan Sawtelle, who had held the position of Project Manager in the department, will be moving into IT and we will be upgrading her position to Director of Public Health on July 1. Director of Public Health is a position that I had previously held until I was appointed as the Director of Health and Human Services in July 2006. Since that time I have served in both positions. Due to the increasing demands on the department and the need for dedicated leadership, the decision was made to separate out the Director of Public Health role from my position and hire someone to take on this role.

The goal will be to post the position within the next few weeks, conduct interviews by the end of June and make an offer as soon as possible with the goal of having the candidate start in July. I am attaching for your review a draft job description and am interested in having a representative from the Board on the interview panel which we can discuss at our upcoming meeting.

DIRECTOR OF PUBLIC HEALTH

Definition

Responsible for developing and implementing programs of the Board of Health, supervising the staff and facilitating the daily activities of the Board; all other related work, as required.

Supervision

Works under the general direction of the Director of Health and Human Services, in accordance with state statutes and local bylaws and regulations.

Performs varied, complex and responsible professional duties requiring initiative and judgment to plan, organize and implement the programs of the Board of Health; questionable cases and problems are discussed with the Director prior to follow-up and resolution.

Supervisory Responsibilities

Supervises two full-time and one part-time inspection employees, one part-time public health nurse, one administrative employee, one part-time sealer of weights and measures employee, contract workers, part-time and seasonal staff and college interns.

Work Environment

Most work is performed under typical office conditions; some work is performed under varying field conditions, with exposure to the hazards associated with inspection sites, including chemicals and communicable diseases. The work load is subject to seasonal fluctuations. The employee is on call to respond to emergencies.

The employee operates an automobile, medical equipment and standard office equipment.

The employee has continuous contact with local, state and federal agencies and the public, requiring perceptiveness and discretion. Contact is by telephone, in writing and in person.

The employee has access to confidential information pertaining to personnel, bids, legal proceedings, communicable diseases and medical records.

Errors could result in delay or loss of service, damage to property, personal injury or injury to others, adverse public relations, and legal and/or financial implications.

The employee is on call for public health emergencies as mandated by the Centers for Disease Control (CDC) as well as for local emergencies related to fire, police or Department of Public Works emergencies involving public health.

Essential Duties and Responsibilities

The essential functions or duties listed below are intended only as illustrations of the various types of work that may be performed. The omission of specific statements of duties does not exclude them from the position if the work is similar, related, or a logical assignment to the position.

Oversees the daily activities of the Board of HealthHealth Department and supervises staff; directs and

instructs subordinates as to schedules, methods, standards of performance, rules and regulations, safety precautions and other matters affecting their work.

Reviews inspection reports to ensure compliance with applicable laws, rules and regulations; provides advice and assistance to inspectors on difficult cases.

Enforces local and state public health regulations and state Division of Standards regulations.

Assesses the public health needs of the community and implements appropriate policies and programs.

Ensures that the town is prepared for public health emergencies and implements necessary response actions.

Reviews complaints pertaining to public health issues and refers to appropriate inspector; reviews complaints pertaining to Sealer of Weights and Measures functions.

Serves as an *ex officio* member of the Board of Health. Prepares documents in compliance with regulations, for hearings, variance requests and all work that is before the Board. Provides drafts for new regulations required under MGL C 111 S31. Participates in Board meetings and meetings with community agencies and group meetings. Attends Board of Health meetings, serves as the Board Administrator.

Prepares reports and submits to town, state and federal officials.

Prepares and submits the Division's annual budget.

Develops and administers grant funded programs.

Serves as a Commissioner on the East Middlesex Mosquito Control Board and manages prevention programs for mosquito and other vector borne diseases.

Supervises all public health nursing functions; including epidemiology and surveillance, immunization programs, TB direct observation therapy visits, and all public health nursing functions.

Oversees the coordination, assessment, capacity building, planning, implementation and evaluation efforts of all substance abuse prevention activities.

Represents the department and testifies at legal proceedings pertaining to public health issues, such as sanitary condition of rental property; prepares documentation and filings.

Acts as the hazardous waste coordinator for the town.

Attends, or participates in, a variety of committees, conferences or other meetings.

Performs other similar or related duties, as required or as situation dictates.

Works with regional planning partners to ensure town is prepared for public health emergencies.

Performs other similar or related duties, as required or as situation dictates.

Recommended Minimum Qualifications

Education and Experience

Bachelor's Degree in Public Health or a related field; Master's Degree preferred; five years of experience in public health administration, with supervisory experience; or an equivalent combination of education and experience.

Additional Requirements

~~Certified Health Officer by the Massachusetts Board of Registration of Health Officers~~ Registered Sanitation

Lead Paint Determinator License

Valid Massachusetts motor vehicle operator's license

Knowledge, Ability, and Skill

Thorough knowledge of state and local public health regulations. Working knowledge of current inspection and control procedures.

Ability to work independently. Ability to perform on-site inspections. Ability to interpret and enforce regulations. Ability to interpret medical terminology and technical material pertaining to health codes. Ability to maintain complete and accurate inspection records and prepare reports.

Oral and written communication skills. Planning and organizational skills. Mediation skills. Supervisory skills.

Physical Requirements

Minimal physical effort is generally required to perform duties under typical office conditions. The employee is frequently required to sit, speak, hear and use hands to operate equipment. Vision requirements include the ability to read routine and complex documents, use a computer, review lab specimens and operate an automobile.

This job description does not constitute an employment agreement between the employer and employee, and is subject to change by the employer, as the needs of the employer and requirements of the job change.